

Express Mail Label No.:

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Attorney Docket No.22596-537CON

**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a utility patent is sought on the invention entitled:

NOVEL LAPACHONE COUPOUNDS AND METHODS OF USE THEREOF

The specification of which was filed on March 26, 2004 with the United States Patent and Trademark Office, assigned United States Serial No. _____ and bearing Attorney Docket No. 22596-537CON.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application designating at least one country other than the United States listed below and have also identified below any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Appln. Number	Country (if PCT, so indicate)	Filing Date (dd/mm/yy)	Priority Claimed	
			Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>

I hereby claim the benefit under Title 35, United States Code, § 119(e) or §120 of any United States application(s), or §365(c) of any PCT International application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

Application No. (U.S.S.N.)	Filing Date (mm/dd/yy)	Status (Patented, Pending, Abandoned)
60/427,283	11/18/02	Abandoned
10/622,854	7/17/03	Pending

PCT International Applications designating the United States:

PCT International Application No.	PCT Filing Date	Status
PCT/US03/37219	11/18/03	Pending
PCT/US03/22631	7/17/03	Pending

I hereby appoint the attorneys and/or agents associated with Mintz Levin Cohn Ferris Glovsky & Popeo, Customer Number **30623** to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please address all telephone calls to Ivor R. Elrifi at telephone number 617/348-1747. Please address all correspondence to Customer Number **30623**.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or patent issued thereon.

Inventor's Signature: Zhiwei Jiang
 Full Name of Inventor: Zhiwei Jiang
 Citizenship: United States
 Residence: 1 Brian Circle, Grafton, Massachusetts 01519
 Post Office Address: Same

Date

Inventor's Signature: Dasharatha Reddy

Date

Full Name of Inventor: Dasharatha Reddy

Citizenship: India

Residence: 11C Railroad Street, Acton, Massachusetts 01720

Post Office Address: Same

Inventor's Signature: Samuel K. Ackerman

Date

Full Name of Inventor: Samuel K. Ackerman

Citizenship: United States

Residence: 175 Kings Grant Road, Weston, Massachusetts 02493

Post Office Address: Same

Inventor's Signature: June Salvesan

Date

Full Name of Inventor: June Salvesan

Citizenship: United States

Residence: 79 Cameron Drive, Marlborough, Massachusetts 01752

Post Office Address: Same

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